

## 52.214-1—52.214-2

connection therewith, shall remedy such occurrence with all reasonable dispatch, and shall promptly give written notice to the Contracting Officer of the cessation of such occurrence.

(f) *Termination for the Government's convenience.* The Government reserves the right to terminate this contract, or any part hereof, for its sole convenience. In the event of such termination, the Contractor shall immediately stop all work hereunder and shall immediately cause any and all of its suppliers and subcontractors to cease work. Subject to the terms of this contract, the Contractor shall be paid a percentage of the contract price reflecting the percentage of the work performed prior to the notice of termination, plus reasonable charges that the Contractor can demonstrate to the satisfaction of the Government, using its standard record keeping system, have resulted from the termination. The Contractor shall not be required to comply with the cost accounting standards or contract cost principles for this purpose. This paragraph does not give the Government any right to audit the Contractor's records. The Contractor shall not be paid for any work performed or costs incurred that reasonably could have been avoided.

(g) *Termination for cause.* The Government may terminate this contract, or any part hereof, for cause in the event of any default by the Contractor, or if the Contractor fails to comply with any contract terms and conditions, or fails to provide the Government, upon request, with adequate assurances of future performance. In the event of termination for cause, the Government shall not be liable to the Contractor for any amount for supplies or services not accepted, and the Contractor shall be liable to the Government for any and all rights and remedies provided by law. If it is determined that the Government improperly terminated this contract for default, such termination shall be deemed a termination for convenience.

(h) *Warranty.* The Contractor warrants and implies that the items delivered hereunder are merchantable and fit for use for the particular purpose described in this contract.

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(End of clause)

[62 FR 64928, Dec. 9, 1997, as amended at 63 FR 9052, 9058, Feb. 23, 1998; 63 FR 34075, 34077, June 22, 1998; 64 FR 10542, Mar. 4, 1999; 64 FR 32749, June 17, 1999; 64 FR 72433, Dec. 27, 1999; 65 FR 24324, Apr. 25, 2000; 65 FR 36028, June 6, 2000; 66 FR 5349, Jan. 18, 2001; 66 FR 53489, Oct. 22, 2001; 67 FR 65360, Dec. 18, 2001; 67 FR 6121, Feb. 8, 2002; 67 FR 13067, Mar. 20, 2002; 67 FR 21536, Apr. 30, 2002; 67 FR 43514, June 27, 2002; 67 FR 47635, July 19, 2002; 67 FR 56124, Aug. 30, 2002; 68 FR 13203, Mar. 18, 2003; 68 FR 28098, May 22, 2003; 68 FR 28084, 28098, May 22, 2003; 68 FR 43870, July 24, 2003; 68 FR 56675, 56684, 56686, Oct. 1, 2003; 69 FR 1056, Jan. 7, 2004; 69 FR 17770, Apr. 5, 2004; 69 FR 34229, June 18, 2004; 69 FR 59701, Oct. 5, 2004; 69 FR 76350, 76354, Dec. 20, 2004; 70 FR 18959, Apr. 11, 2005; 70 FR 33667, June 8, 2005]

### 52.214-1—52.214-2 [Reserved]

### 52.214-3 Amendments to Invitations for Bids.

As prescribed in 14.201-6(b)(1), insert the following provision:

#### AMENDMENTS TO INVITATIONS FOR BIDS (DEC 1989)

(a) If this solicitation is amended, then all terms and conditions which are not modified remain unchanged.

(b) Bidders shall acknowledge receipt of any amendment to this solicitation (1) by signing and returning the amendment, (2) by identifying the amendment number and date in space provided for this purpose on the form for submitting a bid, (3) by letter or telegram, or (4) by facsimile, if facsimile bids are authorized in the solicitation. The Government must receive the acknowledgment by the time and at the place specified for receipt of bids.

(End of provision)

[53 FR 43394, Oct. 26, 1988, as amended at 54 FR 48990, Nov. 28, 1989; 67 FR 13056, Mar. 20, 2002]

### 52.214-4 False Statements in Bids.

As prescribed in 14.201-6(b)(2), insert the following provision in all invitations for bids:

#### FALSE STATEMENTS IN BIDS (APR 1984)

Bidders must provide full, accurate, and complete information as required by this solicitation and its attachments. The penalty for making false statements in bids is prescribed in 18 U.S.C. 1001.